

SAO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Eastern Division

District of

Massachusetts

IRONWOOD CAPITAL LTD.,

SUMMONS IN A CIVIL CASE

V.

IRONWOOD CAPITAL MANAGEMENT, LLC;
IRONWOOD PARTNERS, LLC; and ICM SERIES
TRUST,

CASE NUMBER:

04 CV 10726 PBS

TO: (Name and address of Defendant)

Mark Schoenfeld, Esq.

Burns & Levinson

125 Summer Street

Boston, MA 02110

Attorneys for: Ironwood Capital Management, LLC; Ironwood Partners, LLC;
and ICM Series Trust

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Gary R. Greenberg, Esq.

Greenberg Traurig, LLP

One International Place, 20th Floor

Boston, MA 02110

(617) 310-6000

Todd S. Sharinn, Esq.

Greenberg Traurig, LLP

885 Third Avenue

New York, NY 10022

(212) 801-2157

an answer to the complaint which is served on you with this summons, within twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

CLERK

DATE

(By) DEPUTY CLERK



4-9-04

RETURN OF SERVICE

Service of the Summons and Complaint was made by me (1)

DATE

April 28, 2004

NAME OF SERVER

BURTON M. MALKOFSKY

TITLE

Process Server / A Disinterested Person

Check one box below to indicate appropriate method of service

☐ Served personally upon the defendant. Place where served:

, MASSACHUSETTS

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person whom the summons and complaint were left:

Said service was made at: , MASSACHUSETTS

☒ Other: By handing true and attested copies thereof to Janet Bates, Secretary & Agent for Mark Schoenfeld, Esq.,Duly Authorized Agent for the within-named Defendant, ICM Series Trust.

Said service was made at:

125 Summer Street, Boston, MASSACHUSETTS

STATEMENT OF SERVICE FEES

TRAVEL

SERVICES

\$ 15.00

TOTAL

\$ 15.00

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on April 28, 2004

Date

Signature of Server

One Devonshire Place, Boston, Massachusetts

Address of Server

ADDITIONAL INFORMATION

PLEASE NOTE THAT IT WAS NECESSARY TO MAKE _____ ATTEMPTS BEFORE MAKING PROPER SERVICE.

Date

Time

Remarks

FEE

\$.00

\$.00

\$.00

\$.00

\$.00

\$.00

\$.00

DUE & DILIGENT SEARCH: \$.00 No service was made because when constable arrived at said address he discovered said address to be

TOTAL

\$.00

(1) As to who may serve a summons see Rule 4 to the Federal Rules of Civil Procedure.